

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNIVERSITY OF PITTSBURGH OF THE  
COMMONWEALTH SYSTEM OF HIGHER  
EDUCATION,

Plaintiff,

v.

VARIAN MEDICAL SYSTEMS, INC.,

Defendant.

08cv1307

**ELECTRONICALLY FILED**

**Order of Court Re: Doc. No. 644**

And now, this 21<sup>st</sup> day of February, 2012, upon consideration of Plaintiff University of Pittsburgh (“Pitt’s”) Motion to Exclude Demonstrative Evidence and Related Testimony of Varian’s Damages Expert as to Defendant’s Expert Slides 6, 36, 42, 48 and 49 (doc. no. 644), and response thereto (doc. no. 647), IT IS HEREBY ORDERED that said Motion will be and is hereby GRANTED in part (as to slide 42 per withdrawal by Defendant – see doc. no. 647) and DENIED in part (as to slides 6, 36, 48 and 49). However, the prior rulings of this Court (doc. nos. 594, 600, 623, 645 and 646) remain in effect, without any parties’ “gloss” thereon.

SO ORDERED, this 21<sup>st</sup> day of February, 2012

\s Arthur J. Schwab

Arthur J. Schwab

United States District Court Judge

cc: All Registered ECF Counsel and Parties